



Entered on Docket  
October 07, 2011

A handwritten signature in black ink, appearing to read "R. B." followed by a stylized signature.

Hon. Linda B. Riegle  
United States Bankruptcy Judge

LEWIS AND ROCA LLP

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*Attorneys for USACM Liquidating Trust*

UNITED STATES BANKRUPTCY COURT

DISTRICT OF NEVADA

In re:

USA COMMERCIAL MORTGAGE  
COMPANY,

Debtor.

Case No. BK-S-06-10725-LBR  
Chapter 11

**Order Setting Status Hearing Re  
Objection to Proof of Claim  
by James H. Lidster Family Trust**

Status Hearing: November 15, 2011

Time: 9:30 a.m.

Estimated Time for Hearing: 10 minutes

At a hearing on August 30, 2011, the Court considered the Ninth Omnibus Objection of USACM Liquidating Trust To Proofs Of Claim Based In Whole Or In Part Upon Investment In The Placer I Loan [DE 8448] and the informal response filed by Phyllis Lidster, Trustee of the James H. Lidster Family Trust. Counsel for the Trust appeared before the Court on August 30, 2011, but Phyllis Lidster, Trustee of the James H. Lidster Family Trust, did not. The Court being fully informed,

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3 IT IS ORDERED:

4 1. Setting a status conference re objection to allowance of proof of claim No.  
5 10725-02256 by Phyllis Lidster, Trustee of the James H. Lidster Family Trust, [DE 8448]  
6 for November 15, 2011 at 9:30 a.m. at the U.S. Bankruptcy Court, 300 Las Vegas  
7 Boulevard South; Courtroom # 1, Las Vegas, NV 89101;

8 2. Phyllis Lidster's, Trustee of the James H. Lidster Family Trust, failure to  
9 appear at the hearing may be deemed a withdrawal of the response and, consequently, the  
10 Court would sustain the USACM Liquidating Trust's objection without further  
11 proceedings, meaning that Phyllis Lidster's, Trustee of the James H. Lidster Family Trust,  
12 claim would be disallowed;

13 3. Phyllis Lidster, Trustee of the James H. Lidster Family Trust, may appear  
14 telephonically at the status conference on November 15, 2011 by sending a written request  
15 to the Honorable Linda B. Riegle, U.S. Bankruptcy Court; 300 Las Vegas Boulevard  
16 South; Las Vegas, NV 89101 or by sending a facsimile request to 702-527-7015. The  
17 written request must be received by the Court on or before November 8, 2011 or it will be  
18 denied without good cause shown for failing to timely request permission to appear  
19 telephonically; and

20 4. Once the Court grants Phyllis Lidster's, Trustee of the James H. Lidster Family  
21 Trust, permission to appear telephonically, she should contact CourtCall at least 48 hours  
22 prior to the hearing by telephone at 1-888-882-6878, or by facsimile at 888-883-2946, to  
23 make arrangements for the telephonic appearance. CourtCall will require the Court  
24 location, Judge's name, case name, case number, and date and time of the hearing.  
25 CourtCall charges are to be paid by claimant.

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1 PREPARED AND RESPECTFULLY SUBMITTED BY:

2 **LEWIS AND ROCA LLP**

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4 By /s/ John Hinderaker

5 Robert M. Charles, Jr.

6 John Hinderaker (*pro hac vice*)

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